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FILED VIA FACSIMILE

PATENT APPLICATION

Docket: 13768.188

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Joseph Charles Decuir

Serial No.:

09/802,181

Filed:

March 8, 2001

Confirmation No.:

n/a

For:

METHODS, SYSTEMS, COMPUTER PROGRAM
PRODUCTS, AND DATA STRUCTURES FOR
LIMITING THE DISSEMINATION OF
ELECTRONIC MAIL

Examiner:

assigned

TRANSMITTAL OF RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION

ATTN: Janice Tippet
Office of Initial Patent Examination
Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

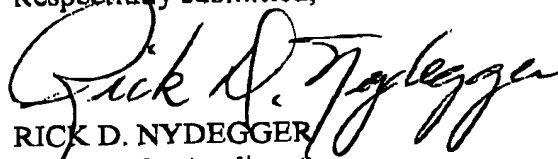
Enclosed is a response to the Notice to File Missing Parts as discussed by telephone with you on June 22, 2001. The response includes a copy of the Notice to File Missing Parts, as well as copies of our postcard showing that the documents which were

alleged in the notice as missing, were in fact filed and acknowledged as received by the U.S. Patent and Trademark Office as reflected in the postcard. We are also enclosing copies of the referenced documentation as suggested by you.

As also discussed, we do not believe under the circumstances that we should be required to file any fees, however, in the event that there are any additional fees that are required in response to the Notice to File Missing Parts, this will constitute your authorization to charge our deposit account 23-3178. Triplicate copies of this letter are enclosed.

Dated this 25 of JUNE, 2001.

Respectfully submitted,



RICK D. NYDEGGER
Attorney for Applicant
Registration No. 28,651

WORKMAN, NYDEGGER & SEELEY
1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Telephone: (801) 533-9800
Facsimile: (801) 328-1707

RDN:dmh

Enclosures

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PATENT APPLICATION

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PROGRAM PRODUCTS, AND DATA
STRUCTURES FOR LIMITING THE
DISSEMINATION OF ELECTRONIC MAIL

Examiner:

unassigned

RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATIONOffice of Initial Patent Examination
Assistant Commissioner for Patents
Washington, D. C. 20231**ATTN: Janice Tippet**

Attached at Exhibit A is a copy of the Notice to File Missing Parts, which was mailed April 19, 2001. The Notice to File Missing Parts asserts that the statutory filing fee was missing. The Office of Initial Patent Examination was contacted by telephone early in May of this year and was advised that the application as filed included the required Patent and Trademark Office credit card payment form. Applicants' representative was notified at that time that the Office of Initial Patent Examination

would obtain the file and would verify whether the Notice to File Missing Parts was sent out erroneously.

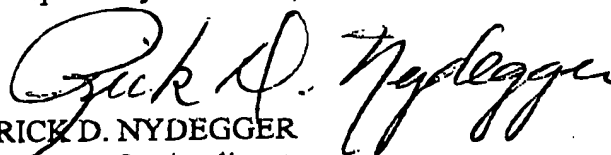
In a follow up telephone conference on June 22, 2001, Applicants' representative was advised by Ms. Janice Tippet of the Office of Initial Patent Examination that the U.S. Patent and Trademark Office file does not contain a copy of the U.S. Patent and Trademark credit card payment form. Ms. Tippet requested that we send a copy of the credit card form which was filed, and a copy of our return postcard showing that the Patent and Trademark office had acknowledged receipt of the credit card payment form as of the date of filing, March 8, 2001.

Accordingly, attached at Exhibit B is a copy of the U.S. Patent and Trademark credit card payment form duly dated, signed and submitted with the other application filing documents. A copy of our return postcard is attached hereto at Exhibit C, which indicates that among the items submitted to the PTO was a "Transmittal Letter with PTO Form 2038 in the amount of \$1,814.00." The postcard was duly stamped and returned by the Patent and Trademark Office acknowledging receipt of these documents on March 8, 2001.

In light of the above, Applicants respectfully submit that all filing documentation was appropriately filed and therefore request that the requirements for responding to the Notice to File Missing Parts be withdrawn. However, in the event there is any need for payment of any fees either in connection with any filing fees, any Petition for Extension Fees, or any other fees relating to the Notice to File Missing Parts, the Commissioner is hereby authorized to charge Deposit Account No. 23-3178 for any such required fees.

Dated this 25 day of JUNE, 2001.

Respectfully submitted,



RICK D. NYDEGGER

Attorney for Applicant

Registration No. 28,651

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RDN:dmh

Enclosures

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EXHIBIT "A"



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/802,181	03/08/2001	Joseph Charles Decuir	13768,188

CONFIRMATION NO. 3833

022913

WORKMAN NYDEGGER & SEELEY
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UT 84111

FORMALITIES LETTER



DOCKETED "0000000005984932"

4-26-01
6-19-01

Date Mailed: 04/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1064.
 - \$504 for 28 total claims over 20.
 - \$560 for 7 independent claims over 3.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1904.

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

EXHIBIT "B"

United States Patent & Trademark Office

Credit Card Payment Form

Please Read Instructions before Completing this Form

Copy to be
kept in file as
exhibit B

Credit Card Information

Credit Card Type: ☐ Visa ☐ MasterCard ☒ American Express ☐ Discover

Credit Card Account #:

Credit Card Expiration Date:

Name as it Appears on Credit Card:

Payment Amount: \$(US Dollars): One Thousand Eight Hundred Fourteen Dollars & 0/100*** (\$1,814.00)

Signature:

Date: March 8, 2001

Refund Policy: The Office may refund a fee paid by mistake or in excess of that required. A change of purpose after the payment of a fee will not entitle a party to a refund of such fee. The Office will not refund amounts of twenty-five dollars or less unless a refund is specifically requested, and will not notify the payor of such amounts (37CFR 1.26). Refund of a fee paid by credit card will be via credit to the credit card account.

Service Charge: There is a \$50.00 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21 (m)).

Credit Card Billing Address

Street Address 1: 4629 South Stockbridge Lane

Street Address 2:

City: Salt Lake City

State: Utah

Zip/Postal Code: 84117

Country: USA

Daytime phone #: (801) 533-9800

Fax #: (801) 328-1707

Request and Payment Information

Description of Request and Payment Information:

Patent Application Filing

<input checked="" type="checkbox"/> Patent Fee	<input type="checkbox"/> Patent Maintenance Fee	<input type="checkbox"/> Trademark Fee	<input type="checkbox"/> Other Fee
Application No.	Application No.	Serial No.	IDON Customer No.
Patent No.	Patent No.	Registration No.	
Attorney Docket No. 13768.188		Identify or Describe Mark	

If the cardholder includes a credit card number on any form or document other than the Credit Card Payment Form, the United States Patent & Trademark Office will not be liable in the event that the credit card number becomes public knowledge.

EXHIBIT "C"

SENT
FILE
DOWN
✓
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TO: THE UNITED STATES PATENT AND TRADEMARK
OFFICE: PLEASE STAMP AND RETURN. THANK YOU.

Submitted:

Triplicate

Patent Application	(38 pgs.)
Formal Drawings	(6 sheets)
Transmittal Letter w/Form PTO-2038 in the amount of \$1,814.	(5 pgs.)
Declaration, Pwr of Atty, & Petition	(2 pgs.)
Assignment w/Cover Sheet	(3 pgs.)
Certificate of Mailing	(1 pg.)
Express Mail Label EL 751 308 245 US	
Postcard	

Applicant: Joseph Charles Decuir

For: METHODS, SYSTEMS, COMPUTER PROGRAM
PRODUCTS, AND DATA STRUCTURES FOR LIMITING
THE DISSEMINATION OF ELECTRONIC MAIL

Date of Mailing: March 8, 2001

Docket No.: 13768.188

11033 U.S. PTO
09/002101
03/08/01

FILED VIA FACSIMILE

PATENT APPLICATION

Docket: 13768.188

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)
	Joseph Charles Decuir)
Serial No.:	09/802,181)
Filed:	March 8, 2001)
Confirmation No.:	n/a)
For:	METHODS, SYSTEMS, COMPUTER PROGRAM PRODUCTS, AND DATA STRUCTURES FOR LIMITING THE DISSEMINATION OF ELECTRONIC MAIL)
Examiner:	unassigned)

CERTIFICATE OF FACSIMILE TRANSMISSION

ATTN: Janice Tippet
Office of Initial Patent Examination
Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

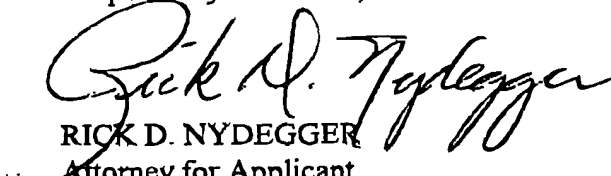
I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark

Office on the date shown below.

- Transmittal Letter (2 pages)
- Response to Notice to File Missing Parts of Application (3 pages);
- Exhibit A – Copy of Notice to File Missing Parts (1 page);
- Exhibit B – Copy of the U.S. Patent and Trademark Credit Card Payment Form (1 page);
- Exhibit C – Copy of PTO date stamped return postcard.

Dated this 25 of JUNE, 2001.

Respectfully submitted,


RICK D. NYDEGGER
Attorney for Applicant
Registration No. 28,651

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